

Regular Session, 2010

HOUSE BILL NO. 1107

BY REPRESENTATIVE JOHNSON

PUBLIC PROPERTY: Authorizes a land swap between the Red River, Atchafalaya, and Bayou Beouf Levee District and an adjacent landowner

1 AN ACT

2 To authorize the Red River, Atchafalaya, and Bayou Beouf Levee District to exchange
3 certain property in Avoyelles Parish with the adjacent landowner; to provide for
4 property descriptions; to provide for reservation of mineral rights; and to provide for
5 related matters.

6 Notice of intention to introduce this Act has been published
7 as provided by Article III, Section 13 of the Constitution of
8 Louisiana.

9 Be it enacted by the Legislature of Louisiana:

10 Section 1. The Red River, Atchafalaya, and Bayou Beouf Levee District,
11 notwithstanding any provision of law to the contrary, is hereby authorized and empowered
12 to exchange, convey, transfer, assign and deliver any interest, excluding mineral rights the
13 state may have to all or any portion of the following described parcel property to the
14 landowner, Brent Scallan:

15 **TRACT 1:**

16 A certain tract or parcel of land, containing 9.99 acres, more or less situated in
17 Section 24, T3N-R4E, Southwester Land district, Ward 2, Avoyelles Parish,
18 Louisiana designated as Tract "I" per plat of survey by Jessie P. Lachney, R.L.S.
19 dated August 9, 2008 and being more particularly described in accordance with said
20 survey as follows: Beginning at the Northwest corner of a 20 acre parcel belonging
21 to RRABB Levee District situated in said Section 24 and the Southwest corner of the
22 lot herein described and the right descending bank of the Red River, hereinafter the

point of beginning, proceed North 2/ 28' 16" West 390.61 feet along the high bank of the Red River to a point, thence proceed North 10/ 58' 11" West 425.53 feet to a corner being the Northwest corner of the tract herein described, thence proceed North 89/ 50' 25" East 399.93 feet to a corner, thence proceed North 36/ 12' 0" West 715.87 feet to a corner thence proceed South 47/ 11' 59" West 47.25 feet to a corner, thence proceed Westerly 265.51 feet to the point of beginning. Said tract being bounded, now or formerly, on the North by Mrs. D. B. O'Bryan Estate, South by RRABB Levee District, East by Brent Scallan and RRABB Levee District and West by Red River.

TRACT 2:

A certain tract or parcel of land, containing 4.7 acres, more or less, situated in section 24, T3N-R4E, Southwestern Land District, Ward 2, Avoyelles Parish, Louisiana, designated as Tract "2" per plat of survey by Jessie P. Lachney, R.L.S. dated August 9, 2008, and being more particularly described in accordance with said survey as follows:

Beginning at the Southwester corner of a 20 acre tract owned by RRABB Levee District in said Section 24 and the Northwest corner of a 27 acre tract owned by Brent Scallan and the high bank of the right descending bank of Red River, hereinafter the point of beginning, proceed South 90/ 0' 0" East 39.82 feet to a corner, thence proceed South 19/ 22' 51" West 1,465.36 feet to a point, thence proceed South 51/ 44' 30" West 551.35 feet to a corner, thence proceed North 38/ 15' 30" East 103.4 to a corner on the right descending bank of Red River, thence proceed North 44/ 20' 24" East 594.6 feet to a point, thence proceed North 23/ 17' 15" East 1,376.28 feet to the point of beginning.

Section 2. In exchange for any interest in the above described property, the Red River, Atchafalaya, and Bayou Beouf Levee District is hereby authorized to accept from landowner, Brent Scallon, title to the following described property in Avoyelles Parish:

TRACT 3:

A certain tract or parcel of land, containing 2.4 acres, more or less, situated in Section 24, T3N-R4E, Southwestern Land District, Ward 2, Avoyelles Parish, Louisiana (designated Tract "3" of 1.05 acres and parcel A of 1.43 acres of sketch by Michael H. Moreau, Jr., P.L.S.) and being more particularly described as commencing at a point on the common section line of Sections 24 and 25, T3N-R4E and the right descending bank of the Red River, hereinafter the point of beginning, thence proceed Easterly along the common section line of Sections 24 and 25 a distance of 471 feet to the Southeastern corner of the lot herein described, thence proceed North 51/ 44' 38" West 317.72 feet to a corner, thence proceed North 38/ 15' 30" West 227.52 feet to a corner on the right ascending bank of Red River, thence proceed Southwesterly along the high bank of the Red River approximately 693 feet to the point of beginning. Being bounded, now or formerly, on the North and West by Red River, South by the common section line of Section 24 and 25 referred to above and North and East by Brent Scallan.

Section 3. The Red River, Atchafalaya, and Bayou Beouf Levee District, is hereby authorized to enter into such agreements, covenants, conditions, and stipulations and to execute such documents as are necessary to properly effectuate any exchange, conveyance, transfer, assignment, lease, or delivery of title, excluding mineral rights to the property owned by the state described in Section 1 herein, and as more specifically described in any such agreements entered into and documents executed by and between the Red River, Atchafalaya, and landowner, Brent Scallan.

Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Johnson

HB No. 1107

Abstract: Authorizes the exchange of certain properties in Avoyelles Parish between the Red River, Atchafalaya, and Bayou Beouf Levee District and an adjacent landowner.

Authorizes the exchange of certain properties in Avoyelles Parish between the Red River, Atchafalaya, and Bayou Beouf Levee District and an adjacent landowner. Provides for the reservation of mineral rights to the state.

Effective upon signature of governor or lapse of time for gubernatorial action.